

## **MINUTES**

### ***IMPERIAL BEACH CITY COUNCIL REDEVELOPMENT AGENCY PLANNING COMMISSION PUBLIC FINANCING AUTHORITY***

**NOVEMBER 4, 2009**

**Council Chambers  
825 Imperial Beach Boulevard  
Imperial Beach, CA 91932**

***REGULAR MEETING – 6:00 P.M.***

#### **REGULAR MEETING CALL TO ORDER**

MAYOR JANNEY called the Regular Meeting to order at 6:00 p.m.

#### **ROLL CALL**

Councilmembers present:	McCoy, King, Rose
Mayor present:	Janney
Mayor Pro Tem present:	Bragg
Staff present:	City Manager Brown; City Attorney Lough; City Clerk Hald

#### **PLEDGE OF ALLEGIANCE**

MAYOR JANNEY led everyone in the Pledge of Allegiance.

#### **AGENDA CHANGES**

MAYOR PRO TEM BRAGG announced she had potential conflicts of interest on Item Nos. 6.1 and 6.3 and therefore requested the items be taken at the end of the agenda.

**MOTION BY MCCOY, SECOND BY ROSE, TO MOVE ITEM NOS. 6.1 – PROPOSED DAHLIA STREET END ARTWORK AND STREET END IMPROVEMENTS AND 6.3 – AUTHORIZATION TO PROCEED WITH THE STREET IMPROVEMENT RDA PHASE 3B CIP AND DATE AVENUE CIP IMPROVEMENTS AND APPROVAL OF ALTERNATIVE INTERSECTION INLAY DESIGNS TO THE END OF THE AGENDA. MOTION CARRIED UNANIMOUSLY.**

#### **MAYOR/COUNCIL REIMBURSEMENT DISCLOSURE/COMMUNITY ANNOUNCEMENTS/REPORTS ON ASSIGNMENTS AND COMMITTEES**

COUNCILMEMBER ROSE reported on the South County Economic Development Council Elected Officials Reception.

MAYOR PRO TEM BRAGG reported on the South County Economic Development Council Elected Officials Reception; and the Heartland Commission meeting where they authorized a Memorandum of Understanding with North County Dispatch for a CAD project improving service

to the public and benefiting the other agencies and authorized a 3Cs Project (Command, Control, Communications) to be in effect by June 2010.

MAYOR JANNEY reported on the South County Economic Development Council Elected Officials Reception.

#### **COMMUNICATIONS FROM CITY STAFF**

None.

#### **PUBLIC COMMENT**

None.

#### **PRESENTATIONS (1)**

None.

#### **CONSENT CALENDAR (2.1 - 2.5)**

**MOTION BY MCCOY, SECOND BY KING, TO APPROVE CONSENT CALENDAR ITEM NOS. 2.1 THRU 2.5. MOTION CARRIED UNANIMOUSLY.**

**2.1 MINUTES.**

Approved the minutes of the regular City Council Meeting of October 7, 2009.

**2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)**

Ratified the following registers: Accounts Payable Numbers 69737 through 69829 with the subtotal amount of \$307,280.23; and Payroll Checks 41808 through 41859 for the pay period ending 10/08/09 with the subtotal amount of \$156,898.04; for a total amount of \$464,178.27.

**2.3 RESOLUTION NO. 2009-6821 – ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT PROGRAM (EECBGP). (0390-86).**

Adopted resolution.

**2.4 RESOLUTION NO. 2009-6820 – AUTHORIZING THE CITY MANAGER TO EXECUTE AND SUBMIT THE 2010-2011 PORT OF SAN DIEGO FINANCIAL ASSISTANCE PROGRAM APPLICATION FOR FUNDING ASSISTANCE IN THE AMOUNT OF \$40,000 FOR PARTICIPATION IN THE BIG BAY BOOM 4<sup>TH</sup> OF JULY FIREWORKS SHOW (OR ALTERNATIVE 4<sup>TH</sup> OF JULY FIREWORKS SHOW). (0150-70)**

Adopted resolution.

**2.5 RESOLUTION NO. 2009-6818 – AMENDING FY 09-11 SALARY AND COMPENSATION PLAN TO ADD THE POSITION DESCRIPTION AND SALARY RANGE FOR HUMAN RESOURCES MANAGER. (0510-20 & 0520-75)**

Adopted resolution.

**ORDINANCES – INTRODUCTION/FIRST READING (3.1)**

**3.1 ORDINANCE NO. 2009-1093 – AN ORDINANCE AMENDING SECTION 3.04.190 OF THE IMPERIAL BEACH MUNICIPAL CODE, PERTAINING TO COOPERATIVE PURCHASING. (0380-95)**

CITY MANAGER BROWN introduced and reported on the item.

MAYOR JANNEY called for the reading of the title of Ordinance No. 2009-1093.

CITY CLERK HALD read the title of Ordinance No. 2009-1093, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, AMENDING SECTION 3.04.190 OF THE IMPERIAL BEACH MUNICIPAL CODE, PERTAINING TO COOPERATIVE PURCHASING."

**MOTION BY BRAGG, SECOND BY ROSE, TO WAIVE FURTHER READING AND DISPENSE WITH THE INTRODUCTION OF ORDINANCE NO. 2009-1093 BY TITLE ONLY, RATIFY ANY PURCHASES MADE THROUGH U.S. COMMUNITIES PURCHASING COOPERATIVE MADE WITH THE APPROVAL OF THE CITY MANAGER, AND SET THE MATTER FOR ADOPTION AT THE NEXT REGULARLY SCHEDULED CITY COUNCIL MEETING. MOTION CARRIED UNANIMOUSLY.**

**ORDINANCES – SECOND READING & ADOPTION (4.1)**

**4.1 ORDINANCE NO. 2009-1092 – AMENDING TITLE 4 OF THE IMPERIAL BEACH MUNICIPAL CODE BY AMENDING SECTION 4.04.090 AND CHAPTER 4.28, PERTAINING TO MASSAGE. (0390-95)**

CITY MANAGER BROWN introduced the item.

MAYOR JANNEY called for the reading of the title of Ordinance No. 2009-1092.

CITY CLERK HALD read the title of Ordinance No. 2009-1092, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, AMENDING TITLE 4 – BUSINESS TAXES, LICENSES AND REGULATIONS TO AMEND SECTION 4.04.090 – BUSINESS LICENSE FEE SCHEDULE AND AMEND CHAPTER 4.28 – MASSAGE ESTABLISHMENTS AND TECHNICIANS."

**MOTION BY KING, SECOND BY BRAGG, TO DISPENSE WITH THE SECOND READING AND ADOPT ORDINANCE NO. 2009-1092 BY TITLE ONLY, AND DIRECT THE CITY ATTORNEY TO PREPARE AND HAVE PUBLISHED A SUMMARY OF THIS ORDINANCE IN ACCORDANCE WITH STATE LAW. MOTION CARRIED UNANIMOUSLY.**

**PUBLIC HEARINGS (5.1)**

**5.1 FISCAL YEAR 2010-2011 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM. (0650-33)**

COUNCILMEMBER ROSE announced that she may have a conflict of interest on the item due to her home's proximity to one of the proposed projects and left Council Chambers at 6:06 p.m.

MAYOR JANNEY declared the continued public hearing open.

CITY MANAGER BROWN reported that according to HUD's regional office, the County can make the decision; although County Supervisor Cox is in support, County staff has not been rational in their argument denying the grant; he requested continuance of the public hearing to November 18 to allow staff time to work on this.

CITY CLERK HALD announced no speaker slips were submitted.

MAYOR JANNEY spoke in support of continuing the public hearing as long as the CDBG funding for other projects is not jeopardized.

CITY MANAGER BROWN responded that staff submitted applications for three other projects and the County has assured staff that they will be given two more weeks to submit a resolution stating the projects supported by Council.

**MOTION BY MCCOY, SECOND BY KING, TO CONTINUE THE PUBLIC HEARING TO THE NEXT REGULARLY SCHEDULED CITY COUNCIL MEETING OF NOVEMBER 18, 2009 AT 6:00 P.M. MOTION CARRIED BY THE FOLLOWING VOTE:**

<b>AYES:</b>	<b>COUNCILMEMBERS:</b>	<b>MCCOY, KING, BRAGG, JANNEY</b>
<b>NOES:</b>	<b>COUNCILMEMBERS:</b>	<b>NONE</b>
<b>ABSENT:</b>	<b>COUNCILMEMBERS:</b>	<b>NONE</b>
<b>DISQUALIFIED:</b>	<b>COUNCILMEMBERS:</b>	<b>ROSE (DUE TO A POTENTIAL CONFLICT OF INTEREST)</b>

COUNCILMEMBER ROSE returned to the Council Chambers at 6:09 p.m.

**REPORTS (6.1 - 6.4)**

**6.2 RESOLUTION NOS. 2009-6819 AND R-09-197 – AWARDING A CONTRACT AND AUTHORIZING A BUDGET AMENDMENT FOR CERTAIN PUBLIC WORKS PROJECT – VETERANS PARK MASTER PLAN – RDA – YOUTH SOCCER FIELD (CIP P03-502). (0920-70)**

CITY MANAGER BROWN introduced the item.

PUBLIC WORKS DIRECTOR LEVIEN gave a report on the item and noted that he visited sites in Arizona where the company installed synthetic turf; the company and product were highly recommended by staff at Northern Arizona University and by a high school principal.

**MOTION BY JANNEY, SECOND BY ROSE, TO ADOPT RESOLUTION NOS. 2009-6819 – AWARDING A CONTRACT FOR CERTAIN PUBLIC WORKS PROJECT – VETERANS PARK MASTER PLAN – RDA – YOUTH SOCCER FIELD (CIP P03-502) AND R-09-197 – AUTHORIZING A BUDGET AMENDMENT FOR CERTAIN PUBLIC WORKS PROJECT – VETERANS PARK MASTER PLAN – RDA – YOUTH SOCCER FIELD (CIP P03-502) AND TO DIRECT STAFF TO ADVERTISE FOR REQUESTS FOR PROPOSALS FOR STREET IMPROVEMENTS RDA PHASE 3B AS SOON AS POSSIBLE.**

City Council discussion ensued.

COUNCILMEMBER ROSE reported that at the recent City Council Workshop, there was City Council consensus to fund additional projects including this one.

**VOTES WERE NOW CAST ON ORIGINAL MOTION BY JANNEY, SECOND BY ROSE, TO ADOPT RESOLUTION NOS. 2009-6819 – AWARDING A CONTRACT FOR CERTAIN PUBLIC WORKS PROJECT – VETERANS PARK MASTER PLAN – RDA – YOUTH SOCCER FIELD (CIP P03-502) AND R-09-197 – AUTHORIZING A BUDGET AMENDMENT FOR CERTAIN PUBLIC WORKS PROJECT – VETERANS PARK MASTER PLAN – RDA – YOUTH SOCCER FIELD (CIP P03-502) AND TO DIRECT STAFF TO ADVERTISE FOR REQUESTS FOR PROPOSALS FOR STREET IMPROVEMENTS RDA PHASE 3B AS SOON AS POSSIBLE. MOTION CARRIED UNANIMOUSLY.**

#### **6.4 BICYCLE TRANSPORTATION PLAN REVIEW. (0680-20)**

CITY MANAGER BROWN introduced the item.

PUBLIC WORKS DIRECTOR LEVIEN gave a report on the item.

Consensus of City Council to apply for grant funding and to bring the item back at a future City Council meeting to discuss issues such as parking and other concerns listed in the staff report.

**MOTION BY MCCOY, SECOND BY KING, TO AUTHORIZE STAFF TO PREPARE A RESOLUTION FOR THE NOVEMBER 18, 2009 CITY COUNCIL MEETING THAT AUTHORIZES STAFF TO APPLY FOR A BICYCLE TRANSPORTATION APPROPRIATION (BTA) GRANT FOR APPROXIMATELY \$1,800,000 WITH A MATCH COMMITMENT OF \$180,000 (MATCH OF 10%) AND BRING THE ITEM BACK FOR FURTHER DISCUSSION AT A FUTURE CITY COUNCIL MEETING. MOTION CARRIED UNANIMOUSLY.**

MAYOR PRO TEM BRAGG left Council Chambers at 6:30 p.m. due to potential conflicts of interest on Item Nos. 6.1 and 6.2.

#### **6.1 PROPOSED DAHLIA STREET END ARTWORK AND STREET END IMPROVEMENTS. (0150-70 & 0720-10)**

CITY MANAGER BROWN introduced the item.

COMMUNITY DEVELOPMENT DIRECTOR WADE reported that the Tidelands Advisory Committee supported the proposed art piece and improvements to the street end and preferred that it be as one project rather than a phased project; City and Port staffs are in the process of determining who has coastal permit jurisdiction.

Consensus of those present of City Council to support the project; discussion ensued regarding the pergola to be made of weather-resistant materials.

**6.3 AUTHORIZATION TO PROCEED WITH THE STREET IMPROVEMENT RDA PHASE 3B CIP AND DATE AVENUE CIP IMPROVEMENTS AND APPROVAL OF ALTERNATIVE INTERSECTION INLAY DESIGNS. (0720-25)**

CITY MANAGER BROWN introduced the item.

PUBLIC WORKS DIRECTOR LEVIEN gave a report on the item.

City Council discussion ensued regarding preferences for the types of inlay designs; there was opposition to the proposed beach ball and sandcastle designs.

Consensus of those present of City Council to support the proposed improvements at Date Ave. and to continue the surfboard inlay image with natural sea life interspersed south to Imperial Beach Blvd.

CITY MANAGER BROWN announced water consumption went down 11%.

**ITEMS PULLED FROM THE CONSENT CALENDAR (IF ANY)**

None.

**ADJOURNMENT**

MAYOR JANNEY adjourned the meeting at 7:01 p.m.

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James C. Janney, Mayor

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Jacqueline M. Hald, CMC  
City Clerk